"WAS INSANE AT TIME THE DEED WAS COMMITTED

Thaw's Counsel Amends Plea of "Not Guilty" for One of Insani.y.

NINE TALESMEN ARE ACCEPTED

Second Trial of the Slayer of Stanford White Begins-Evelyn Nesbit Thaw Sits Near Her Husband, and Looks as Girlish as at Last Trial.

NEW YORK, January 6 .- At the three court sessions, which marked this the first day of the second trial of Harry K. Thaw, for the alleged murder of Stanford White, nine tentative jurors had been selected out of fifty-seven taleamen examined by District Attorney Jerome for the presecution, and Martin W. Littleton for the defense, All the men in the jury box are subject to pre-emptory challenges, of which each side has thirty-in view of the difficulty experienced last year in discharging five jurors after they had taken the oath of service, it was agreed this time not to administer any oaths until both side finally are satisfied with the full panel. Legal insanity at the time of the traged by its to be the sole defense. This was made clear at the very outset of the proceedings to-day, when Mr. Littleton former plea of not guilty was amended by the specification that the defendant was insane when the homicide was committed. Three court sessions, including an evening sitting from 8 to 10 o'clock, are to be held daily until the jury is completed.

The trial opened with little or no ceremony, and there was distinct evidence of a slackening of public interest. Admittance to the court-room was rigorously restricted, and all day long there were vacant benches in the cursulated and investigation of the affairs of the Seaboard.

The only women allowed to be pressible That Interstate Commerce Commission that Interstate Commerce Commission that the affairs of the Seaboard Air Line.

Commissioner Prouty said to-night fraud the affairs of the Commission to give out to give not the interstate Commerce Commission that the atom in the affairs of the Seaboard Air Line.

Commissioner Prouty said to-night the half on statement to give out regarding a conference which he held with the full panel. Legal insanity at the time of the trage with the full panel. Legal insanity at the time of the trage will be affaired by the specification that the defendant was insane when the half and the affairs of the Seaboard as it did the affairs for the Seaboard as it did the affairs for the Seaboard as it

Neither District Attorney Jerome nor sunsel for the defense would hazard a estimate to-day as to the time that

Thav's Sister Present.

Mrs. George Lauder Carnegie, his sister, and Josiah Thaw, one of his brothers, also called on the defendant and brought him a mussage of greeting from his mother, who is ill at her home in Pittsburg. It was the first time in several mounts are running without interference.

in Several months are the seen his sister and brother, and his greetings were aff ctionate. Mrs. Harry K. Thaw went direct from her hotel to the courthouse. There were the to the courthouse. There were the usual number of rumors about the courthouse to-day, one of them being that the first 100 names had been stricken from the special jury panel

stricken from the special jury panel of 500 on account of to their selection. Clerk of the Court Penny said there was no truth in the report. One hundred talesmen are under orders to report on each of the first three day of the trial. Thaw was called to the bar at 11:27 o'clock.

Insaulty Plea.

As soon as Thaw appeared his chief counsel, Martin W. Littleton, announced that the former plea of not guilty entered by his client would be amended to read: "That the defendant As soon as Thaw appeared his chief counsel. Martin W. Littleton, announced that the former plea of not guilty entered by his client would be smended to read: 'That the defendant was insane at the time the deed was committed.' Thaw was seated at the counsel table with Mr. Littleton, A. Russell Peabody and Daniel O'Reilly. District Attorney Jerome and Assistant District Attorney Garvin represented the people, Mrs. Evelyn Thaw, attired in the blue school-girldress, which be came familiar during the first trial, was in the courtroom when the proceedings began. She was accompanied by Mrs. Carnegie and Josiah Thaw, Justice Dowling announced that until further notice there would be three court assistons each day, as follows: From 19:15 A. M. to 1 P. M.; from 2 P. M. to 6 P. M., and from 8 P. M. to 10 P. M. He also announced that the jury would be locked up throughout the trial. The work of filling the hex AFTER BURGLAR. SHOT SELF

Into a proposed that the former pies of not pure to provide that the former pies of not pure to provide that the former pies of not pure to provide that the former pies of not pure to provide that the former pies of not pure to provide that the former pies of not pure to provide that the former pies of not pure to provide that the former pies of not pure to provide the provide that the former pies of not pure to provide the provide that the former pies of not pure to provide the provide that the former pies of not pure to provide the provide that the former pies of not pure to provide the provide that the former pies of not pure to provide the provide that the former pies of not pure to provide the provide that the former pies of not provide the provide that the former pies of not provide the provide that the former pies of not provide the provide that the former pies of not provide the provide the provide that the former pies of not provide the prov

SHALL NOT CARRY LIQUORS

Order Issued by Postmaster-General Which Affects Prohibition.

WASHINGTON, January 6.—Postmas-tor-General Meyer has issued an order which has a direct bearing upon the prohibition movement. The order is

a follows:

"It is hereby ordered that it shall be a condition of any contract hereafter entered into for carrying the mails upon star, screen wagon, mail, messerger, or special service route, that the contractor or carrier shall not transport intoxicating liquor from one point to another upon such route while in the performance of mail service."

The bids for star route service in what is known as the second section, comprising North Carolina, South Carolina, Florida, Georgia, Alabama, Mississippi, Tennessee and Kentucky, will be opened on Wednesday, January 8th, and as a consequence, beginning on July 1st next, every contractor in the States mentioned will be prohibited from carrying intoxicating liquors on his route. The order will become effective at once, however, in many sections of the country, where it is necessary to install new and supplementary service. It is believed that this order will have a far-reaching effect, and will meet the approval of a large number of people, judging by the enormous number of complaints that have been sent to the department. The bids for star route service in

MAY PROBE THE SEABOARD

women Excluded.

TWO INVOLVED IN MURDER

The indictment also charges the defendant's liy and newspaper writers. Tists, who were barred after the few days of the first trial, were wed to sketch to their heart's cont. Mrs. Evelyn Thaw was again the tre of interest, even to the excluded for the excluded for the continuous persons, she entered and left the courthouse, edid not attend the night sitting, ery possible convenience is to be ovided for the jurors, who are to be excluded for the jurors, who are to be called up throughout the trial. They to be quartered in one of the fash, mable hotels on upper Broadway, and that two men were involved in the murder of the woman, and that two men were involved in the murder of the woman, and that two men were involved in the murder of the woman, and that the body was found. The dock of the lonely neighborhood where the body was found. The dock of the lonely neighborhood where the body was found, more, husband of the swamp victim, was under a severe examination all day. The jury examinations did not declop such a strong vein of unalterable opinion as was anticipated, and nother grounds than blas based upon he reading of the extensive reports of the first trial.

Crowds Watch Thaw.

TWO INVOLVED IN MURDER

The indictment also charges the contracts were each year awarded to the Bloede Company, and that that Iland in Whitmore Tragedy.

Townselve.

The indictment also charges the life lied to the Bloede Company, and that that proposed to the Bloede Company, and that that Iland in Whitmore of Evelyn Iland in Whitmore of Evelyn Iland in Whitmore of the lead whitmore, whose body was found in the case of Heiena Whitmore, whose body was found in the case of Heiena Whitmore, whose body was found in the case of Heiena Whitmore, whose body was found in the case of Heiena Whitmore, whose body was found in the case of Heiena Whitmore, whose body was found in the fart trial, they are the body to the leaded to the Droad was found in the case of Heiena Whitmore, whose body was found in the a

CRUSADERS A BAD LOT

Steal Papers in Case of Brethren Under

ROME, January 6.—The Crusaders have stolen all the papers relating to the case of the brethren who are under arrest from a safe in the private residence of Captain Fabbroni of the Carabinieri.

of an old story. A squad of fifty policemen kept the passageways clear. The arrangements were far better than at the first trial, when the crush to get into the courtroom amounted practically to a riot.

Judge Dowling arrived at the court building at 10:25 A. M., and the day's session was formally opened a few minutes later. Thaw was visited today by his counsel in the Tembs prison. He was elast d over the fact that the day of his second trial had at last arrived. The Crusaders is the title by which

ALL QUIET AT MUNCIE

Ar Schedule Without Trouble.

MUNCIL, IND., January 6.—Cars on the local street railway lines began running without interference to-day on regular schedule, manned by local men and without guards. The twelve companies of infantry and one battery of the Indiana National Guard are resting in quarters. The streets are parolled by 500 business and professional men, who have been sworn in as deputies.

There were no disturbances of con-

as deputies.

There were no disturbances of consequence at Elwood, Marion or Anderon during the night. No cars are running at Elwood. About one-half of the men at Marion are striking and cars are running with small patronage. Cars are running in Anderson.

COMMANDER HOSLEY DEAD

FRAUD AND GRAFT IN DRY-COLOR A.VARDS

Government Ink Chemist and Baltimore Manufacturer Indicted.

GIVEN RAKE-OFF ON CONTRACTS

Charged That Van Dyck Would Each Year Give Bloede's Samples Highest Rating and in Return Received Percentages Amounting to Thousands.

WASHINGTON, January 6 .- Allega ions of fraud and graft in supplying

the Bureau of Engraving and Printing with black dry color used in the manufacture of ink resulted to-day in the indictment by the Federal grand Jury here of Edwin M. Van Dyck, formerly a chemist and ink-maker employed in the bureau, and Victor G. Bloede, president of the Victor Bloede Company, of Battimore, manufacturers of the black dry color.

Van Dyck and Bloede are charged in the indictments with conspiracy to defraud the government, the allegation being that they entered into an agreement by which Bloede was to pay Van Dyck a percentage of the money, his company received from the government for the black dry color furnished to the Bureau of Engraving and Printing. Van Dyck, it is alleged, in his position as chemist and ink-maker of the bureau, fraudulently favored the Baltimore company, and was paid by Bloede in the course of several years, between \$70,000 and \$75,000. Bloede was to cause his company each year, it is alleged, to submit blus to the Bureau of Engraving and Printing to furnish hard black for the next ensuing fiscal year. When samples were submitted they would be referred to Van Dyck as chemist and ink-maker for practical tests.

It is charged that pursuant to this conspiracy the Bloede Company submitted several bids each year from

Number of Revolutions.

ROCKLAND, ME., January 6.—The new armored cruiser North Carolina, built by the Newport News Shipbuilding and Dry Dock Company, on her screw standardization trial to-day fulled to make the number of revolutions to maintain her contract speed of strenty law, knots on any of the found that her propellers must make 119 revolutions per minute to enable her to attain a speed of twenty-two

Owing to unsatisfactory communication between the engine and firerooms, due to a recent order of the Navy Department that the four firerooms be tightly sealed, the cruiser was not pushed to her limit, and the greatest number of revolutions per minute was 11%, which fell short of giving the required speed. It is considered probable, however, that on the four hours run at sea to-morrow, which, after a slow down for six hours, will be followed by a twenty-four hours' run, ending at Hampton Roads, the cruiser will better her required speed. Selected coal was not used. There was very little vibration and no accidents. tion between the engine and firerooms

NOT GRANT AN INCREASE

Cotton Mills of Country to Close January 25th 1f Demands Are Pressed.
MANCHESTER, January 6.—Unless the spinners modify their demands, the cotton mills throughout the country, owned by 500 members of the Federation of Master Spinners, will be closed, and 150,000 employes locked

out.

Already firms owning 96 per cent, of the spindles have announced their willingness to close their mills, and the federation has sent out notices calling upon all firms to give notice to their employes that work will cease on January 25th if the demands, which involve an increase in wages, are persected in

Playing With Pistel, Woman is Shot
Tirough Heart in Struggle.

[Specar to The Times Doman h.

LYNCHBURG, VA. January 6.—"Ill
shoot you," playfully declared Mrs.
Bessie Candler Markham late yesterday to her husband, Mr. J. E. Markham a well-known pumber, as she
was sitting in his lap at their home,
No. 423 Blackford Street.

The husband cautioned the young
wife to be more careful with the pistel
she had in her hands, and at the same
time endeavored to take it from her.
In the playfu, tussie the weapon was
discharged, the ball pieroing the lady
just over her heart, penetrating through
the body and coming out under the
left shoulder. Mrs. Markham declared
that she had been shot, and in about
a half an hour she was dead.

The dstressing accident distracted
the husband, but he was enabled to
testify before the coroner's jury, which
was conjucted by Dr. Tallaferro at the
home, the verdict being, after hearing
considerable evidence, that the death
of the young matron was due to an
accident. Immediately after the verdict the body was removed to the home
of Mrs. Markham's father, Mr. John
Candler, No. 310 B ackford Street, from
whence the funeral will take place tomorrow afternoon at 4 o'clock.

MORAL ELEMENT IN ISSUES

This Bryan's Theme in Speech at "Old Hickory" Dinner.
OMAHA, NEB., January 6.—Four hundred guests were present at the

URGE PARDON FOR POWERS

Petition Governor for Clemency.
GEORGETOWN, KY., January 6,—
Citizens of Georgetown, irrespective of
political party affiliations, are preparing an address to the people of Kentucky, calling upon them to petition
Governor Willson to pardon Caleb Powers. This address will be accompanied
by petitions, which will be sent into
every county in Kentucky.

The committee of Georgetown citizens at the head of the inovement is
composed of four Democrats, two of
whom are ex-Confederates, and three
flepublicans. The address and petition
are expected to be ready for circulation to-morrow.

WOULD BUY COTTON FARM

International Congress Favors Securing One in United States.

MANCHESTER, January 6.—A committee of the International congress met here to-day and unanimously approved the project of purchasing a cotton plantation from the United State.

position to the speculative element in the cotton growing industry and the question of eliminaling of this has been given a great deal of consideration by the cotton growers and manufacturers of late.

ACCIDENT ON NEBRASKA

Information is Meagre, But Reported
That Two Are Killed.

SAN DIEGO, CAL., January 6.—In an accident on the battleship Nebraska, now at this port, several men were injured. Only meagre information is yet obtainable. The accident appears yet olitainable. The accident appears to have been caused by loss of control over a crane, which swept through a group' of sailors. One report is that two were killed and their bodies swept overbeard.

Penrson Gets The Times. LONDON, January 6.—The London Times has passed from the control of the Walter family, who has owned and conducted it for three generations conducted it for three generations ever since it was established. C. Arthur Pearson, one of the two journalistic magnates of London, has secured the direction of the great newspaper for a newly formed company.

The William Neeley Leaking.

The William Neeley Leaking.

NORFOLK, VA., January 6,—Leaking like a riddle and all hauds at the pump the big schooner William Neeley was towed into Hampton Roads to-night by the tug Edna V. Crew. The schooner off Baltimore more than a week ago for Savannah, Ga., with a cargo of coal. She is being kept affoat by the use of the pumps to-night.

Playing With Pistol, Woman is Shot Through Heart in Struggle. WITHIN SIX MINUTES

It Takes This Action in Honor of the Memory of Senator Mallory.

BASCOM SLEMP IS SWORN IN

Celebrated His First Day by Introducing Twenty-Seven Bills. Noncommissioned Officers to Serve With Volunteer Troops to Teach Army Tricks.

bills, cleven of them private relief bills, and the balance providing for the payment of pensions to certain of his constituents who allege service in the Union Army. One of the bills provides for the removal of the charge of desertion against Archibald Gibson, of Scott county, formerly a member of the Nineteenth Kentcky Infantry, and the payment of a pension to him, together with back pay and bounty.

No Whiskey on Star Routes.

No Whiskey on Star Routes. Probably the most important bill inmittee on Judiciary, and he doubts whether that committe would have re-

ported out such a measure. He be-lieves the Post-Office Committee will report the bill favorably. Federal Proscention of Lynchers. several Italians, who were members of the Mafia, which had committed nu-merous murders in that city, and the anti-Japanese riots in San Francisco last year, where much property belong-ing to Japanese was destroyed, and several Japa were injured. "The government of a citizen thus injured by citizens of the United States invariably makes composint to our

TELLS OF THE AGREEMENT

NEW YORK, January 6.—The hear-ing in the case of the government

against the American Tobacco Company for alleged restraint of trade was re-

for alleged restraint of trade was resumed to-day before United States Commissioner Shields. John Coniey, of the Coniey Tin Foli Company, was called as the first witness, and was examined by J. C. MacReynolds, of the government. Mr. Coniey said prices for tin foll had been higher for the past few years than in 1899, due, he said, to the higher prices of pig lead and tin, but the rocent siump in the metal market, the witness thought, would decrease the price for a time at least. Karl Jungbluth, president of the McAndrews & Forbes Company, a subsidiary concern of the American Company, and the principal licorice paste manufacturer of the country, told of his indictment and acquittal for an alleged violation of the Elkins act in restraining trade last year. Mr. Jungbluth further told of the purchase of the J. S. Young Company by the MacAndrews & Forbes Company, and of an agreement by which the MacAndrews and Forbes Company was to supply licorice pasts to the plug tobacco manufacturers allied with the American Tobacco Company, while the Young Company was to supply the independent concerns. If an independent firm attempted from MacAndrews & Forbes they would be quoted a price ¼ cent a pound higher than that set by the Young Companiy, and vice versa, he said, which kept the agreement effective, sumed to-day before United States Com-

SEVEN MEN DROWNED

Lose Lives in the Missouri By Over-turning of a Skin.

LEAVENWORTH, KAN., January 6 .-LEAVENWORTH, KAN., January 5.— twelve and Jackson Bolton is a result of the overturning of a Before the result was announced

As a result of the overturning of a skiff containing nine men, near Kickapoo, Kan., to-day, seven men were drowned in the Missouri River. The killed: Frank Hill, leaves wife and six children; Raiph Hill, water boy; Charles Baker, leaves wife and our children; John Baker, Elmer Hundley, Grove Hundley, unknown Swede.

The men were employed by the Kansas Natural Gas Company in constructing a pipe under the river, and the accident happened when they were rowing to the Kansas side, preparatory to returning to their homes. They had proceeded about a third of the way across, but the current and wind being swift the men decided to turn back. In endavoring to turn the boat a wave broke over it, causing it to capsize and throwing the occupants into the water. Two of the men were rescued by Ernest Sweitezer with great difficulty None of the bodies have yet been recovered.

MAY DE MOUNT ROWAL

MAY BE MOUNT ROYAL

mer Near Fastnet Light Thought

steamer Mount Royal, long overdue at

er, but never before has occupied mor than nineteen days in the passage

SENSATION IN IOWA

Lemars Woman Sues Husband for Divorce—Member of Legislature. LEMARS, IOWA, January 6.—De-

claring that while her husband attend-

service and testinate who were members of the Mafas which had committed unimpress murders in that city and the anti-Japanesee riots in San Francisco last year, where much property belonging to Japanesee was destroyed, and several Japs were injured.

"The government of a citizen thus injured by citizens of the United States invariably makes complaint to our State Department," said Mr. Sherley, The Federal government is absolutely nowerless, and can only send a polite note to the Governor of the State in which the crime has been committed, asking him to see that proper steps [Special to The Times-Dispatch]

(Continued on Third Page.)

MAN DEAD; WOMAN GONE

John Dungan Found Dead Under Sungitions of the University of the Course of the State in which the crime has been committed, asking him to see that proper steps [Special to The Times-Dispatch] CHARLOTTE, N. C., January 6.—Jack Duncan, hirty-five years old, was found dead in bed near Huntersville, Chuncan, thirty-five years old, was found dead in bed near Huntersville, abrilling states on the Chuncan, hirty-five years old, was found dead in bed near Huntersville, and the county authorities are increased and the county and the county authorities are increased and the county and the county authorities are increased and the county and the cou

COUNCILMEN RUSH TO ELECT BOLLING CITY ENGINEER

Regular Stampede When **Kesult of First Ballot** Became Evident.

MARSHALL HEAD OF WATER DEP'T

Will Have Support of Bolling Following, and Will Be Elected at Meeting to Be Held in Short Time-The Mills Ordinance.

Charles E. Bolling, Superintendent Council last night, winning on the first ballot by a clear margin of three votes. It required twenty-eight to elect. When the last name was called Mr. Bolling had thirty-one, Henry P. Beck

men Huber and Phillips, who are sick. Alderman Marx Gunst got out of his bed to be present and vote. The Council chamber was crowded to the doors with an audience far different in appearance from that which watched the fight on the liquor question. Mr. Beok was in the chamber when the vote was taken. Mr. Bolton did not show himself, and Mr. Bolling remained in his office, on the first floor, where he had to shake hands for half an hour with friends, who hurried in to congratulate him.

It had been known for several days

It had been known for several days